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FM AMEMBASSY NAIROBI
TO RUEHC/SECSTATE WASHDC IMMEDIATE 0065
RUEHTRO/AMEMBASSY TRIPOLI 0024

UNCLAS NAIROBI 001344

SIPDIS
SENSITIVE

EMBASSY TRIPOLI ERIN CEDERLIND PASS TO AF A/S CARSON

E.O. 12958: N/A
TAGS: [PGOV](#) [PREL](#) [KE](#)
SUBJECT: KOFI ANNAN ON THE REFORM AGENDA

REF: NAIROBI 644

1. (SBU) Kofi Annann recently called me to review the state of play with respect to the reform agenda. He wanted to touch base before two coalition representatives visit him in Geneva July 2 (Minister of Justice Mutula Kilonzo and Minister of Lands James Orengo).

2. (SBU) Annan said he recently spoke with President Kibaki and Prime Minister Odinga to urge action on reforms. He emphasized to them the growing impatience of the international community to see results. Annan said he received assurances, with few specifics.

3. (SBU) Annan is particularly focused on establishment of the Special Tribunal, since he has indicated he will give the Waki list of suspected perpetrators of post-election violence to the International Criminal Court (ICC) by the end of August if the coalition government has not taken action by then. Annan referred to speculation that the coalition government may try to establish a Tribunal under existing legal and judicial structure- since there is concern that Parliament may again reject a constitutional amendment to establish an independent Special Tribunal. Annan commented that establishment of a Tribunal under existing corrupt structure would not be credible. If the coalition government proceeds to do this he will turn over the list to the ICC.

4. (SBU) Annan said that he appreciates the need to return to Kenya soon, but wants to do so with a clear objective. He is thinking about holding in Kenya a public forum similar to that which he convened in Geneva in March (see reftel).

5. (SBU) Annan said he will remain closely involved in Kenya in order to push forward the reform agenda.

MINIMIZE CONSIDERED.

RANNEBERGER